

To: Lapierre, Kenneth[Lapierre.Kenneth@epa.gov]; HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]; Jones, Kim A[Jones.Kima@epa.gov]
Cc: Tellis, Vickie[Tellis.Vickie@epa.gov]
From: Tommelleo, Nancy
Sent: Fri 12/11/2015 7:52:15 PM
Subject: RE: REACH CASE - SUSPENSION OF INVESTIGATION PENDING ADR -- FOR REGIONAL REVIEW/INPUT

Ken:

My only comment for both letters is that NC DENR is now called North Carolina Department of Environmental Quality (or NC DEQ). OCR will probably want to correct those references.

Thanks

Nancy



Nancy L. Tommelleo

Deputy Regional Counsel

United States Environmental Protection Agency

Region 4

61 Forsyth Street, S.W.

Atlanta, Georgia 30303

tel: 404.562.9571

fax: 404.562.9663

tommelleo.nancy@epa.gov

Confidentiality Notice: This communication is being sent to you by an attorney and is intended only for the individual(s) or entity(s) to whom or to which it is addressed. This communication may contain information that is proprietary, privileged, enforcement confidential, or otherwise legally exempt from disclosure. If you have received this message in error, please notify the sender immediately by email and delete all copies of this message.

From: Lapierre, Kenneth

Sent: Thursday, December 10, 2015 8:58 AM

To: HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Jones, Kim A <Jones.Kima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>

Cc: Tellis, Vickie <Tellis.Vickie@epa.gov>

Subject: FW: REACH CASE - SUSPENSION OF INVESTIGATION PENDING ADR -- FOR REGIONAL REVIEW/INPUT

Naima, Kim, or Nancy,

Any comments for OCR on these letters?

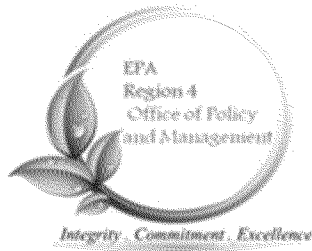
Thanks--Ken

Kenneth R. Lapierre

Assistant Regional Administrator

U.S. EPA Region 4

(404) 562-8570



November 1 – November 30, National American Indian Heritage Month

Theme: “Growing Native Leaders: Enhancing Seven Generations”

Veterans Day – November 11, 2015

Theme: “Honoring all who Served in times of War – in times of Peace”

From: Dorka, Lilian

Sent: Wednesday, December 9, 2015 8:04 PM

To: Lapierre, Kenneth

Cc: Tommelleo, Nancy; Golightly-Howell, Velveta; Pieh, Luseni; Reeder, John; Rhodes, Julia; Packard, Elise; Farrell, Ericka; O'Lone, Mary; Covington, Jeryl; Wooden-Aguilar, Helena

Subject: REACH CASE - SUSPENSION OF INVESTIGATION PENDING ADR -- FOR REGIONAL REVIEW/INPUT

Hi Ken, hope you and our Region 4 colleagues are well! Consistent with the collaborative efforts described in the CRM and which we all had the opportunity to discuss with DCROs recently, we will be sharing key documents (and other information at key decision stages) with our DCRO partners for input. (This is our first time actually implementing this as a “process” per the CRM.)

These letters attached are the letters to DENR and to the REACH folks letting them know “officially” that we have suspended our investigation pending ADR in this case. Fact is that they are overdue and, as you know, we suspended our investigation a few months ago when the parties agreed to mediation. For a number of reasons, these have been delayed in issuing, but we still do need to issue them for the record. This will of course come as no surprise to the parties. ☺

We plan to issue the letters by Tuesday morning, 12/15. We would really appreciate it if you could let us know if you have any comments/questions before then. Otherwise, we will issue the letters.

Thanks very much for your help! Lilian

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Cc: Tellis, Vickie[Tellis.Vickie@epa.gov]
From: Lapierre, Kenneth
Sent: Thur 12/10/2015 1:57:33 PM
Subject: FW: REACH CASE - SUSPENSION OF INVESTIGATION PENDING ADR -- FOR REGIONAL REVIEW/INPUT
REACH VAN DER VAART EPA FILE NO 11R-14-R4 ADR (VGH Edits-Comments 12 04 2015) (2).docx
LAD0 AND D'AMBROSIO - EPA FILE NO 11R-14-R4 ADR (VGH -3 12.04.2016).docx

Naima, Kim, or Nancy,

Any comments for OCR on these letters?

Thanks--Ken

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Cc: Giattina, James[Giattina.Jim@epa.gov]; McGill, Thomas[Mcgill.Thomas@epa.gov]; Zapata, Cesar[Zapata.Cesar@epa.gov]; Diaz, Denisse[Diaz.Denisse@epa.gov]; Tommelleo, Nancy[Tommelleo.Nancy@epa.gov]; Gordon, Scott[Gordon.Scott@epa.gov]; White, Erika[White.Erika@epa.gov]; Tennessee, Denise[Tennessee.Denise@epa.gov]; Hicks, Javoyne[Hicks.Javoyne@epa.gov]
From: Lapierre, Kenneth
Sent: Thur 11/3/2016 9:28:15 PM
Subject: Re: WPD Support for OCR On-Site Visit to eastern NC

Naima,

We are already working this. Let's talk on Friday. Thx. Ken

Sent from my iPhone

On Nov 3, 2016, at 5:00 PM, HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov> wrote:

Hello Water Division Team

I just finished a call with HQ and wanted to follow up on this request. Did we get a final submission of a name of someone who can attend? HQ is willing to pay their travel.

The confirmed travel dates are: Depart, Sunday, November 13, interviews on Monday and Tuesday and a return of the 15th or early 16th.

Please advise.

Thank you all.

/ AM Diversity!

Naima Halim-Chestnut, MAOM

U.S. Environmental Protection Agency, Region 4

Regional Civil Rights Officer | Office of Civil Rights
61 Forsyth St. SW | Atlanta, GA 30303

Direct Line: 404-562-9220 **Ex. 6 - Personal Privacy** E-mail: halim-chestnut.naima@epa.gov

OCR Intranet Page: <http://r4intra.epa.gov/opm/civilrights/index.html>

Disability Awareness Month

October 1-31, 2016

Theme: Inclusion Works

From: Giattina, James

Sent: Monday, October 24, 2016 7:58 AM

To: Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>

Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Zapata, Cesar <Zapata.Cesar@epa.gov>; Diaz, Denisse <Diaz.Denisse@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Gordon, Scott <Gordon.Scott@epa.gov>; White, Erika <White.Erika@epa.gov>; Tennessee, Denise <Tennessee.Denise@epa.gov>; Hicks, Javoyne <Hicks.Javoyne@epa.gov>

Subject: Re: WPD Support for OCR On-Site Visit to eastern NC

Thanks Ken...Denisse can decide, but I'm assuming it will be Don Joe...

Sent from my iPhone

On Oct 24, 2016, at 7:46 AM, Lapierre, Kenneth <Lapierre.Kenneth@epa.gov> wrote:

Jim,

HQ OCR is looking for someone with hog farm compliance and enforcement experience to join them on their on-site visit to NC in early November 2016 for the REACH title VI investigation. They will be interviewing residents and touring the area. They are working to finalize the dates now and we will let you know ASAP. Mostly likely there will be two other folks from R4 joining the team, one from R4 OCR and R4 EJ. More to follow.

Thanks--Ken

Kenneth R. Lapierre

Assistant Regional Administrator

U.S. EPA Region 4

(404) 562-8570

<image001.png>

Disability Awareness Month

October 1-31, 2016

Theme: Inclusion Works

I AM Diversity!

To: Lapierre, Kenneth[Lapierre.Kenneth@epa.gov]; Giattina, James[Giattina.Jim@epa.gov]; McGill, Thomas[Mcgill.Thomas@epa.gov]; Zapata, Cesar[Zapata.Cesar@epa.gov]; Diaz, Denisse[Diaz.Denisse@epa.gov]
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From: Tennessee, Denise
Sent: Mon 10/24/2016 12:24:42 PM
Subject: RE: WPD Support for OCR On-Site Visit to eastern NC

Cynthia Peurifoy will represent the OEJS on the tour.

From: Lapierre, Kenneth
Sent: Monday, October 24, 2016 7:47 AM
To: Giattina, James <Giattina.Jim@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>; Zapata, Cesar <Zapata.Cesar@epa.gov>; Diaz, Denisse <Diaz.Denisse@epa.gov>
Cc: HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Gordon, Scott <Gordon.Scott@epa.gov>; White, Erika <White.Erika@epa.gov>; Tennessee, Denise <Tennessee.Denise@epa.gov>; Hicks, Javoyne <Hicks.Javoyne@epa.gov>
Subject: WPD Support for OCR On-Site Visit to eastern NC

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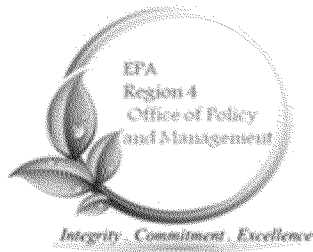
Thanks--Ken

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Assistant Regional Administrator

U.S. EPA Region 4

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From: Lapierre, Kenneth
Sent: Thur 10/13/2016 7:01:23 PM
Subject: Re: Briefing Materials for 10/17 RE: Developing Next Steps in the Title VI REACH CAFOs Case
Ex. 6 - Personal Privacy

All:

The meeting is set for 11:00 am in the RA's conf room.

Thanks. Ken

Sent from my iPhone

On Oct 13, 2016, at 2:18 PM, Giattina, James <Giattina.Jim@epa.gov> wrote:

Ken...What time are you planning for. I have our biweekly Water Executive Team meeting starting at 9:00...Jim

From: Lapierre, Kenneth
Sent: Thursday, October 13, 2016 12:59 PM
To: Giattina, James <Giattina.Jim@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Wilkes, Mary <Wilkes.Mary@epa.gov>; Gordon, Scott <Gordon.Scott@epa.gov>; Tennessee, Denise <Tennessee.Denise@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Zapata, Cesar <Zapata.Cesar@epa.gov>; Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; Kemker, Carol <Kemker.Carol@epa.gov>
Cc: Hicks, Javoyne <Hicks.Javoyne@epa.gov>; Jenkins, Brandi <Jenkins.Brandi@epa.gov>; Jones-Johnson, Shea <Jones-Johnson.Shea@epa.gov>
Subject: FW: Briefing Materials for 10/17 RE: Developing Next Steps in the Title VI REACH CAFOs Case
Ex. 6 - Personal Privacy

All:

I plan on have a short discussion with Heather and Anne tomorrow morning on this. You are all welcome to join me if you are available. I'll let you know when it gets on the calendar.

Thanks--Ken

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U.S. EPA Region 4
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Hispanic Heritage Month Observance
September 15 – October 15
Theme: Hispanic Americans: "Embracing, Enriching and Enabling America"

I AM Diversity!

From: O'Lone, Mary

Sent: Thursday, October 13, 2016 11:10 AM

To: Garbow, Avi <Garbow.Avi@epa.gov>; Fritz, Matthew <Fritz.Matthew@epa.gov>; Pieh, Luseni <Pieh.Luseni@epa.gov>; Dorka, Lilian <Dorka.Lilian@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Shaw, Betsy <Shaw.Betsy@epa.gov>; Shapiro, Mike <Shapiro.Mike@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>

Cc: Heard, Anne <Heard.Anne@epa.gov>; Wilkes, Mary <Wilkes.Mary@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; McTeerToney, Heather <McTeerToney.Heather@epa.gov>; Jenkins, Brandi <Jenkins.Brandi@epa.gov>; Jones-Johnson, Shea <Jones-Johnson.Shea@epa.gov>; Giattina, James <Giattina.Jim@epa.gov>; Gordon, Scott <Gordon.Scott@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>; Nagle, Deborah <Nagle.Deborah@epa.gov>; Frace, Sheila <Frace.Sheila@epa.gov>; Sawyers, Andrew <Sawyers.Andrew@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Utting, George <Utting.George@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Molloy, Jennifer <molloy.jennifer@epa.gov>; Wilson, Shari <Wilson.Shari@epa.gov>

Subject: Briefing Materials for 10/17 RE: Developing Next Steps in the Title VI REACH CAFOs Case

Ex. 6 - Personal Privacy

All-

On behalf of OCR, attached are the briefing materials for Monday's meeting.

Thanks, Mary << File: 2016.10.17 Briefing ATT. C List of studies & reports 10.13.2016.docx >> << File: 2016.10.17 Briefing ATT. B Impact from declarations 10.13.2016.docx >> << File: 2016.10.17 Briefing ATT. A REACH complaint BACKGROUND timeline 10.13.2016.docx >> << File: 2016.10.17 Agenda REACH & NC CAFOs mtg.docx >> << File: 2016.10.17 Briefing paper Approach REACH & NC swine CAFOs 10.13.docx >> << File: 2016.10.17 Briefing ATT. D 09 03 14 Complaint - Exhibit 2 - Wing comments on Gen permit (2013).pdf >>

Mary O'Lone
Civil Rights and Finance Law Office
Office of General Counsel
US EPA
1200 Pennsylvania Avenue, NW
Washington, DC 20460
(202) 564-4992

-----Original Appointment-----

From: Garbow, Avi

Sent: Friday, September 30, 2016 9:33 AM

To: Garbow, Avi; Fritz, Matthew; Pieh, Lusen; Dorka, Lilian; Isales, Daniel; Shaw, Betsy; Shapiro, Mike; Starfield, Lawrence; Lapierre, Kenneth; Packard, Elise; Shenkman, Ethan; Rhodes, Julia; O'Lone, Mary; Breen, Barry

Cc: Heard, Anne; Wilkes, Mary; Tommelleo, Nancy; HALIM-CHESTNUT, NAIMA; McTeerToney, Heather; Jenkins, Brandi; Jones-Johnson, Shea; Giattina, James; Gordon, Scott; Srinivasan, Gautam; Nagle, Deborah; Frace, Sheila; Sawyers, Andrew; Frazer, Brian; Utting, George; Johnson, Johanna; Kupchan, Simma; Farrell, Ericka; Temple, Kurt; Covington, Jeryl; Molloy, Jennifer; Wilson, Shari

Subject: Developing Next Steps in the Title VI REACH CAFOs Case **Ex. 6 - Personal Privacy**

Ex. 6 - Personal Privacy

When: Monday, October 17, 2016 4:30 PM-5:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: 4045

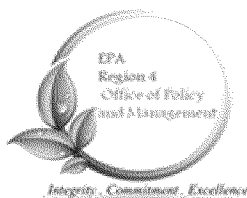
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Cc: Hicks, Javoyne[Hicks.Javoyne@epa.gov]; Jenkins, Brandi[Jenkins.Brandi@epa.gov]; Jones-Johnson, Shea[Jones-Johnson.Shea@epa.gov]
From: Lapierre, Kenneth
Sent: Thur 10/13/2016 4:58:54 PM
Subject: FW: Briefing Materials for 10/17 RE: Developing Next Steps in the Title VI REACH CAFOs Case (**Ex. 6 - Personal Privacy**)
[2016.10.17 Briefing ATT. C List of studies & reports 10.13.2016.docx](#)
[2016.10.17 Briefing ATT. B Impact from declarations 10.13.2016.docx](#)
[2016.10.17 Briefing ATT. A REACH complaint BACKGROUND timeline 10.13.2016.docx](#)
[2016.10.17 Agenda REACH & NC CAFOs mtg.docx](#)
[2016.10.17 Briefing paper Approach REACH & NC swine CAFOs 10.13.docx](#)
[2016.10.17 Briefing ATT. D 09 03 14 Complaint - Exhibit 2 - Wing comments on Gen permit \(2013\).pdf](#)

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<Sawyers.Andrew@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Utting, George
<Utting.George@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>; Kupchan, Simma
<Kupchan.Simma@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Temple, Kurt
<Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Molloy, Jennifer
<molloy.jennifer@epa.gov>; Wilson, Shari <Wilson.Shari@epa.gov>

Subject: Briefing Materials for 10/17 RE: Developing Next Steps in the Title VI REACH CAFOs Case (Call in
number: Ex. 6 - Personal Privacy)

All-

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Thanks, Mary

Mary O'Lone
Civil Rights and Finance Law Office
Office of General Counsel
US EPA
1200 Pennsylvania Avenue, NW
Washington, DC 20460
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Jenkins, Brandi; Jones-Johnson, Shea; Giattina, James; Gordon, Scott; Srinivasan, Gautam; Nagle,
Deborah; Frace, Sheila; Sawyers, Andrew; Frazer, Brian; Utting, George; Johnson, Johahna; Kupchan,

Simma; Farrell, Ericka; Temple, Kurt; Covington, Jeryl; Molloy, Jennifer; Wilson, Shari

Subject: Developing Next Steps in the Title VI REACH CAFOs Case **Ex. 6 - Personal Privacy**

Ex. 6 - Personal Privacy

When: Monday, October 17, 2016 4:30 PM-5:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: 4045

To: Jones, Kim A[Jones.Kima@epa.gov]; HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]
From: Tommelleo, Nancy
Sent: Mon 6/6/2016 1:53:38 PM
Subject: FW: Supplement to the Record, Administrative Complaint 11R-14-R4
[WINGCV2015Feb12.pdf](#)
[WingJohnston-TitleVI-Discriminatory-Impact-2015-10-19-FINAL.pdf](#)
[DECLARATION OF STEVE WING Final 2015-10-21-signed.pdf](#)
[Ex. 2 - Wing comments on Gen permit \(2013\).pdf](#)
[Ex. 4 - Wing & Johnston - Industrial Hog Ops. in NC... \(2014\).pdf](#)
[Ex. 50 - Wing et al. - Air Pollution and Odor in Communities Near Industrial Swine Operations \(2008\).pdf](#)
[Ex. 52 - Wing et al. - Env'tl. injustice in NC's hog industry \(2000\).pdf](#)
[Ex. 53 - Wing & Wolf - Intensive Livestock Operations, Health & QoL among E. N.C. residents \(2000\).pdf](#)
[Johnston 2016 AJPH.pdf](#)
[Guidry 2016 H2SMiddleSchoolsNearCAFOs.pdf](#)

FYI only,

These are documents in the Title VI REACH complaint. (NC CAFO complaint).



Nancy L. Tommelleo

Deputy Regional Counsel

United States Environmental Protection Agency

Region 4

61 Forsyth Street, S.W.

Atlanta, Georgia 30303

tel: 404.562.9571

fax: 404.562.9663

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From: O'Lone, Mary
Sent: Wednesday, June 01, 2016 6:03 PM
To: Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>
Subject: Fw: Supplement to the Record, Administrative Complaint 11R-14-R4

Nancy-

FYI. For some reason even though OCR received this in April, all of us working on the case (including the OCR case managers) did find out that it had come in until late May when we were interviewing Dr. Johnston one of the authors of the original disparate impact analysis & the updated one. (More than a little embarrassing.)

So that is why you see an email date of May 25th, but the Earthjustice letter is dated April 12th.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Marianne Engelman Lado <mengelmanlado@earthjustice.org>
Sent: Thursday, May 26, 2016 12:12 PM

To: Farrell, Ericka; O'Lone, Mary

Cc: Haddix, Elizabeth McLaughlin (emclaugh@email.unc.edu); Ducharme, Brent; Alexis Andiman

Subject: Supplement to the Record, Administrative Complaint 11R-14-R4

Dear Mary and Ericka,

This email and attachments are intended both to supplement the record in Administrative Complaint 11R-14-R4 filed on behalf of North Carolina Environmental Justice Network (NCEJN), Rural Empowerment Association for Community Help (REACH) and Waterkeeper Alliance against the North Carolina Department of Environment and Natural Resources, now the Department of Environmental Quality (DEQ) and, also, to follow up on the interview conducted by the Office of Civil Rights (OCR) on May 11, 2016 with Dr. Jill Johnston. In addition, I'm pleased to let you know that Ex. 6 - Personal Privacy

willing to schedule an interview with OCR. In order to avoid any confusion about materials previously submitted by complainants related to Dr. Wing's work and expertise, we are attaching Dr. Wing's c.v., the original and updated disparities analyses that he co-authored with Dr. Johnston, Dr. Wing's declaration, and Exhibits 2, 50, 52 and 53 to the complaint, each of which were authored or co-authored by Dr. Wing.

With the goal of moving forward in a timely way, I have touched base with Dr. Wing on his availability and am hoping that one of the following times might be convenient for you:

Wednesday, June 15, any time between 9 and noon

Thursday, June 16, from 3-5

In follow up to Dr. Johnston's interview and to supplement the record, attached please find the final published version of Guidry, et al., "Hydrogen Sulfide Concentrations at Three Middle Schools Near Industrial Livestock Facilities," published in the Journal of Exposure Science and Environmental Epidemiology (2016), as well as a paper discussed by Dr. Johnston during the interview, Johnston, et al., "Wastewater Disposal Wells, Fracking, and Environmental Injustice in Southern Texas, published in the American Journal of Public Health (2016) (analyzing racial composition of residents living less than 5 kilometers from disposal wells using a similar approach to the disparities analysis conducted by Drs. Wing and Johnston and submitted by complainants in this case).

We will send additional material in follow up to the interview by separate cover. In addition, we understand that you had hoped to send Dr. Johnston a list of paragraphs in the complaint that she might review to determine whether the characterizations in the complaint are consistent with the findings of the disparities analyses. We await this follow up as well.

Please let me know if this email raises any question. I look forward to hearing back from you regarding a date and time for an interview with Dr. Wing. We can then also discuss the timing for any additional follow up interview with Dr. Johnston.

Thanks again,

Marianne

Marianne Engelman Lado

Senior Staff Attorney

Earthjustice

48 Wall Street, 19th Floor

New York, NY 10005

T: 212.845.7393

F: 212.918.1556

earthjustice.org



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If you are not the intended recipient, any dissemination, distribution or copying is strictly prohibited.

If you think that you have received this email message in error, please notify the sender by reply email and

delete the message and any attachments.

To: Lapierre, Kenneth[Lapierre.Kenneth@epa.gov]
Cc: Tellis, Vickie[Tellis.Vickie@epa.gov]; HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]
From: Mills, Keith
Sent: Wed 11/23/2016 2:52:58 PM
Subject: RE: REACH Request for Assistance from Region 4 re GIS Data

No problem.....glad we can provide the support!

Keith R. Mills

Chief, Information Systems Management Branch

Region 4 – Atlanta, Georgia

(404) 562-8366 (w)

(404) 562-9052 (fax)



From: Lapierre, Kenneth
Sent: Wednesday, November 23, 2016 9:51 AM
To: Mills, Keith <Mills.Keith@epa.gov>
Cc: Tellis, Vickie <Tellis.Vickie@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>
Subject: RE: REACH Request for Assistance from Region 4 re GIS Data

Very good. Thank you Keith.

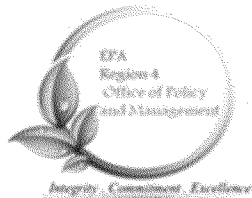
Ken

Kenneth R. Lapierre

Assistant Regional Administrator

U.S. EPA Region 4

(404) 562-8570



American Indian/Native American Awareness Month

November 1-30, 2016

Theme: "Serving Our Nations"

I AM Diversity!

From: Mills, Keith

Sent: Wednesday, November 23, 2016 9:47 AM

To: Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>

Cc: Tellis, Vickie <Tellis.Vickie@epa.gov>; HALIM-CHESTNUT, NAIMA <[Halim-](#)

Chestnut.Naima@epa.gov>

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In short, we can provide the requested support.

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Subject: Re: REACH Request for Assistance from Region 4 re GIS Data

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Sent from my iPhone

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Thanks!

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<image001.png>

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Sent from my iPhone

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Date: November 23, 2016 at 7:10:32 AM MST
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Cc: "Isales, Daniel" <Isales.Daniel@epa.gov>, "Farrell, Ericka" <Farrell.Ericka@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Wilson, Adam" <wilson.adam@epa.gov>, "Johnson, Johanna" <Johnson.Johanna@epa.gov>, "O'Lone, Mary" <OLone.Mary@epa.gov>, "HALIM-CHESTNUT, NAIMA" <Halim-Chestnut.Naima@epa.gov>, "Tommelleo, Nancy" <Tommelleo.Nancy@epa.gov>
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Cc: Farrell, Ericka; O'Lone, Mary; Covington, Jeryl; Isales, Daniel; Rhodes, Julia;

HALIM-CHESTNUT, NAIMA; Peurifoy, Cynthia; Johnson, Johanna; Wilson, Adam
Subject: REACH Case Onsite Visit Planning and Requests for Assistance from
Region 4 re GIS Data

Hi Ken-

Ex. 5 - Deliberative Process

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

To: HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]
From: Lapierre, Kenneth
Sent: Mon 5/2/2016 2:02:02 PM
Subject: RE: NHC comments: NC DEQ - REACH CASE - DRAFT NOTIFICATION OF REINITIATION OF INVESTIGATION

Thanks Naima,

Please feel free to respond back to Lilian on my behalf.

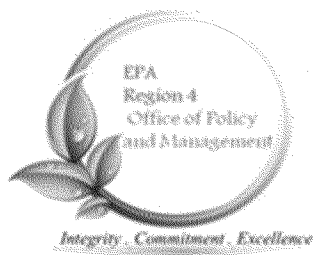
Ken

Kenneth R. Lapierre

Assistant Regional Administrator

U.S. EPA Region 4

(404) 562-8570



From: HALIM-CHESTNUT, NAIMA
Sent: Monday, May 2, 2016 9:34 AM
To: Lapierre, Kenneth
Subject: RE: NHC comments: NC DEQ - REACH CASE - DRAFT NOTIFICATION OF REINITIATION OF INVESTIGATION

I did not receive any additional responses.

I AM Diversity!

Naima Halim-Chestnut, MAOM

U.S. Environmental Protection Agency, Region 4

Regional Civil Rights Officer | Office of Civil Rights
61 Forsyth St. SW | Atlanta, GA 30303

Direct Line: 404-562-9220 Ex. 6 - Personal Privacy E-mail: halim-chestnut.naima@epa.gov

OCR Intranet Page: <http://r4intra.epa.gov/opm/civilrights/index.html>

From: Lapierre, Kenneth

Sent: Friday, April 29, 2016 2:38 PM

To: HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>

Subject: Re: NHC comments: NC DEQ - REACH CASE - DRAFT NOTIFICATION OF
REINITIATION OF INVESTIGATION

Thanks Naima, can you check to see if Nancy or Kim have comments before we send this to
OCR? Ken

Sent from my iPhone

On Apr 29, 2016, at 11:32 AM, HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov> wrote:

Comments

In both letters, they have you listed as Deputy Regional Administrator, this needs to be changed to ARA.

In the recipient, they use the following sentence-I suggest clarifying what additional information they could provide or maybe rewrite this sentence for clarity

In the intervening time, please feel free to provide OCR with any information that you believe will assist OCR in this matter.

I AM Diversity!

Naima Halim-Chestnut, MAOM

U.S. Environmental Protection Agency, Region 4

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Direct Line: 404-562-9220 | Cell Phone: 678-576-6127 | E-mail: halim-chestnut.naima@epa.gov

OCR Intranet Page: <http://r4intra.epa.gov/opm/civilrights/index.html>

From: Dorka, Lilian

Sent: Friday, April 29, 2016 1:26 PM

To: Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>

Cc: Golightly-Howell, Velveta <Golightly-Howell.Velveta@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Jones, Kim A <Jones.Kima@epa.gov>

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Cc: Golightly-Howell, Velveta <Golightly-Howell.Velveta@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Jones, Kim A <Jones.Kima@epa.gov>
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Cc: Golightly-Howell, Velveta <Golightly-Howell.Velveta@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; O'Lone, Mary <O'Lone.Mary@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; Jones, Kim A <Jones.Kima@epa.gov>
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Lilian Sotolongo Dorka

Deputy Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

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Sent: Wed 11/23/2016 2:47:27 PM
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<image001.png>

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Subject: REACH Case Onsite Visit Planning and Requests for Assistance from
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Ex. 5 - Deliberative Process

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

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From: Lapierre, Kenneth
Sent: Fri 4/29/2016 6:38:20 PM
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Lilian Sotolongo Dorka

Deputy Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

To: Mills, Keith[Mills.Keith@epa.gov]
Cc: Tellis, Vickie[Tellis.Vickie@epa.gov]; HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]
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Sent: Wed 11/23/2016 2:13:36 PM
Subject: Fwd: REACH Request for Assistance from Region 4 re GIS Data

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Sent: Thursday, October 27, 2016 6:37 PM

To: Lapierre, Kenneth

Cc: Farrell, Ericka; O'Lone, Mary; Covington, Jeryl; Isales, Daniel; Rhodes, Julia; HALIM-CHESTNUT, NAIMA; Peurifoy, Cynthia; Johnson, Johahna; Wilson, Adam

Subject: REACH Case Onsite Visit Planning and Requests for Assistance from Region 4 re GIS Data

Hi Ken-

Ex. 5 - Deliberative Process

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

To: Tommelleo, Nancy[Tommelleo.Nancy@epa.gov]
Cc: HALIM-CHESTNUT, NAIMA[Halim-Chestnut.Naima@epa.gov]; Wilkes, Mary[Wilkes.Mary@epa.gov]; Tellis, Vickie[Tellis.Vickie@epa.gov]
From: Lapierre, Kenneth
Sent: Wed 9/28/2016 9:51:00 PM
Subject: Re: REACH - draft response to NC DEQ's request for dismissal

Thank you Nancy. Ken

Sent from my iPhone

On Sep 28, 2016, at 5:15 PM, Tommelleo, Nancy <Tommelleo.Nancy@epa.gov> wrote:

Ken:

I have no comments on the letter, although I did not see the actual the incoming. I thought it was clear and to the point with regard to the dismissal request.

Thanks

Nancy

<image001.png>Nancy L. Tommelleo

Deputy Regional Counsel

United States Environmental Protection Agency

Region 4

61 Forsyth Street, S.W.

Atlanta, Georgia 30303

tel: 404.562.9571

fax: 404.562.9663

tommelleo.nancy@epa.gov

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From: Lapierre, Kenneth

Sent: Wednesday, September 28, 2016 2:05 PM

To: Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>; Wilkes, Mary <Wilkes.Mary@epa.gov>

Cc: Tellis, Vickie <Tellis.Vickie@epa.gov>

Subject: Fwd: REACH - draft response to NC DEQ's request for dismissal

Any comments in this letter?

Thanks. Ken

Sent from my iPhone

Begin forwarded message:

From: "O'Lone, Mary" <OLone.Mary@epa.gov>

Date: September 28, 2016 at 2:00:50 PM EDT

To: "Dorka, Lilian" <Dorka.Lilian@epa.gov>

Cc: "Temple, Kurt" <Temple.Kurt@epa.gov>, "Rhodes, Julia" <Rhodes.Julia@epa.gov>, "Isales, Daniel" <Isales.Daniel@epa.gov>, "Wilson, Adam" <wilson.adam@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Farrell, Ericka" <Farrell.Ericka@epa.gov>, "Shenkman, Ethan" <Shenkman.Ethan@epa.gov>, "Prabhu, Aditi" <Prabhu.Aditi@epa.gov>, "Packard, Elise" <Packard.Elise@epa.gov>, "Johnson, Johahna" <Johnson.Johahna@epa.gov>, "Lapierre, Kenneth" <Lapierre.Kenneth@epa.gov>, "Tommelleo, Nancy" <Tommelleo.Nancy@epa.gov>, "HALIM-CHESTNUT, NAIMA" <Halim-Chestnut.Naima@epa.gov>

Subject: RE: REACH - draft response to NC DEQ's request for dismissal

Lilian-

Ex. 5 - Deliberative Process Atty Client

Ex. 5 - Deliberative Process Atty Client

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Dorka, Lilian

Sent: Wednesday, September 28, 2016 12:40 PM

To: O'Lone, Mary <OLone.Mary@epa.gov>

Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johanna <Johnson.Johanna@epa.gov>; Lapierre, Kenneth <Lapierre.Kenneth@epa.gov>; Tommelleo, Nancy <Tommelleo.Nancy@epa.gov>; HALIM-CHESTNUT, NAIMA <Halim-Chestnut.Naima@epa.gov>

Subject: RE: REACH - draft response to NC DEQ's request for dismissal

Importance: High

Hi all – Just getting back from a meeting and I realized I had meant to copy Ken on this but forgot to do that. So, resending and copying our Region 4 colleagues.
Thanks!

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: Dorka, Lilian

Sent: Wednesday, September 28, 2016 9:43 AM

To: O'Lone, Mary <olone.mary@epa.gov>

Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johahna <Johnson.Johahna@epa.gov>

Subject: RE: REACH - draft response to NC DEQ's request for dismissal

Importance: High

Thanks so much for preparing an outstanding draft response! I do have some edits (see attached) but the draft was excellent and I cannot wait to issue it! ☺ I think we will need to vet this – at least through OGC/Avi and give Matt and Nancy Grantham (OPA)

Ex. 5 - Deliberative Process

Thanks again for drafting this! Lilian

Lilian Sotolongo Dorka

Acting Director, EPA, Office of Civil Rights

202-564-9649

WJC-N Room 2450

From: O'Lone, Mary

Sent: Friday, September 23, 2016 5:28 PM

To: Dorka, Lilian <Dorka.Lilian@epa.gov>

Cc: Temple, Kurt <Temple.Kurt@epa.gov>; Rhodes, Julia <Rhodes.Julia@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>; Shenkman, Ethan <Shenkman.Ethan@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Packard, Elise <Packard.Elise@epa.gov>; Johnson, Johanna <Johnson.Johanna@epa.gov>

Subject: REACH - draft response to NC DEQ's request for dismissal

Lilian-

Adam & I have drafted a proposed response to NC DEQ along the lines that you & I discussed on Monday morning. Dan has taken a peek at it as well. We have left a spot to put in questions or a request for documents if we choose to include some in the letter. The Team will be sending suggestions to Dan on Monday morning on which items from the draft RFI they'd propose if we use.

I have included the incoming from NC DEQ for your reference.

Ethan asked to have a chance to take a look at the draft, so I have cc'd him on this. What I can't recall is whether Avi said he wanted to see it before it went out as well.

Ethan – Do you recall?

Let me know if you have any questions or comments.

Thanks, Mary

Mary O'Lone

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Washington, DC 20460

(202) 564-4992